



**MEETING MINUTES
BOARD OF SUPERVISORS, COUNTY OF MONO
STATE OF CALIFORNIA**

Regular Meetings: The First, Second, and Third Tuesday of each month. Location of meeting is specified just below.

MEETING LOCATION Board Chambers, 2nd Fl., County Courthouse, 278 Main St., Bridgeport, CA 93517

**Regular Meeting
July 3, 2018**

9:05 AM Meeting Called to Order by Chair Gardner.
Supervisors Present: Corless, Gardner, Peters, and Stump.

The Mono County Board of Supervisors stream all of their meetings live on the internet and archives them afterward. To listen to any meetings from June 2, 2015 forward, please go to the following link: <http://www.monocounty.ca.gov/meetings>

Governor appointed Jennifer Halferty as District 1 Supervisor and she will be sworn in July 10, 2018.

Pledge of Allegiance led by Supervisor Peters.

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

2. RECOGNITIONS - NONE

3. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

Receive brief oral report by County Administrative Officer (CAO) regarding work activities.

Leslie Chapman, CAO:

- Was off all of last week.
- Getting ready to release RFP (request for proposals) for Public Defender services - coming before the Board for approval July 10. Two public defenders leaving early.
- 4th of July celebration – shout out to all Public Works employees involved.
- Radio governance group continues to meet.

- Shout out to Bridgeport staff - Twice a year, staff members voluntarily clean up trash on the streets of Bridgeport.
- Discussion about what to do with the Emergency Services Grant. Can roll that over for the emergency radio communications. Working on staff changes to administer that grant. Thanked Rebecca Buccowich for stepping up and offering to take charge of that grant.

4. DEPARTMENT/COMMISSION REPORTS

Justin Nalder, Solid Waste Superintendent:

- Each year we collect a lot of data that is sent to Cal Recycle.
- State targets come from AB 939, gave us the 50% diversion goal statewide.
- Current data shows that Mono County is meeting goal rates.
- Still trying to achieve all of the mandates.
- Tipping Fee waiver program. Waived around \$18,000 in fees.
- Supervisor Stump: would like him to come back to discuss possibility of franchising with recyclers as a way to potentially increase recycling.
- Language in updated franchise agreement that includes recycling.

Wendy Sugimura, Interim Community Development Director:

- Concern of the processing of cannabis applications.
- How it works: Accepted applications over the counter and they have been looked at for processing, but not deemed complete. The applications are still in Land Development and Technical Advisory Committee review, which has no power to make decisions. They will come to the planning commission for a decision, which will be a public hearing. Operation permits will be an agenda item before the Board.

5. CONSENT AGENDA

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

A. Approve Memorandum of Understanding with California Health and Wellness

Departments: Behavioral Health

Proposed Memorandum of Understanding between California Health and Wellness Plan and County of Mono pertaining to requirements by the California Department of Health Care Services to provide mental health services to Mono County residents.

Action: Approve County entry into proposed contract and authorize designated staff to execute said contract on behalf of the County.

Corless moved; Peters seconded

Vote: 4 yes; 0 no

M18-131

B. Approve Mental Health Services Act Reversion Plan for Behavioral Health Department

Departments: Behavioral Health

County Mental Health Plans (Counties) receive state-based funding for mental health services as a result of California Proposition 63 (now known as the Mental Health Services Act or MHSA). Assembly Bill (AB) 114, which became effective July 10, 2017 states that unspent MHSA funds up for reversion (funds that expire and return to the State) are now reallocated back to the county for their originally allocated purpose. Every county must adopt a plan to spend its reallocated funds and post the plan to the county's website. This agenda item is to request approval of the Department's plan for spending reverted funds. All reverted funds must be expended no later than June 30, 2020.

Action: Approve Mental Health Services Act Reversion Expenditure Plan for FY 2017-2018

Corless moved; Peters seconded

Vote: 4 yes; 0 no

M18-132

C. Contract Extension with Bauer Planning & Environmental Services for the Tioga Inn Specific Plan Update and Subsequent Environmental Impact Report (EIR)

Departments: Community Development

Proposed contract amendment with Bauer Planning & Environmental Services to extend the expiration date for an existing contract pertaining to the Tioga Inn Specific Plan Update and associated environmental analysis.

Action: Approve the contract amendment to extend the expiration date to June 30, 2020 and authorize Leslie Chapman, CAO, to execute said contract amendment on behalf of the County, with the total contract amount remaining the same (\$106,850) and the amendment commencing on July 1, 2018.

Corless moved; Peters seconded

Vote: 4 yes; 0 no

M18-133

D. Intermittent Road Closures for Special Events

Departments: Public Works - Road Division

1. Proposed Resolution Authorizing the Intermittent Closure of Portions of Aurora Canyon Road, State Highway 182, Stock Drive and Court Street in the Bridgeport Area October 6, for the 2018 Sierra Safari Off-Highway Vehicle Tour. 2. Proposed Resolution Authorizing the Intermittent Closure of Portions of Larson Lane, Eastside Lane, Offal Lane, Topaz Lane, Cunningham Lane, Lone Company Road, Camp Antelope Road and Burcham Flat Road September 11-15, for the 2018 Eastern Sierra ATV/UTV Jamboree.

Action: Adopt proposed resolution R18-36, Authorizing intermittent road closures in the Bridgeport area for the 2018 Sierra Safari Off-Highway Vehicle Tour.

Stump moved; Peters seconded

Vote: 4 yes; 0 no

R18-36

Adopt proposed resolution R18-37, Authorizing intermittent road closures in the Bridgeport and Antelope Valley areas for the 2018 Eastern Sierra ATV/UTV Jamboree.

Stump moved; Peters seconded

Vote: 4 yes; 0 no

R18-37

Supervisor Stump:

- In the past there was a difference of opinion between CHP and the County as to riding these vehicles on the road. Has there been an agreement?
- With the recent federal court order required that the United States Fish and Wildlife vacate its sage grouse decision, have the agencies that control the land weighed in?

Leslie Chapman, CAO:

- Resolved issues with travel on dirt roads and traffic control. New procedures that satisfy the requirements of both agencies.
- Permits issued By Forest Service and BLM with all environmental issues being considered. Believes the event was moved to September to mitigate sage grouse issues. Believes both of Supervisor Stump's issues have been addressed.

E. Agreement between Mono County Sheriff and Yosemite National Park for Mutual Assistance

Departments: Sheriff

Contract with Yosemite National Park for mutual assistance.

Action: Approve and ratify agreement for mutual assistance between Mono County Sheriff and Yosemite National Park, executed by Sheriff Ingrid Braun on behalf of the County.

Corless moved; Peters seconded

Vote: 4 yes; 0 no

M18-134

F. Forest Service Drug Cooperative Law Enforcement Agreement

Departments: District Attorney

Approve and authorize the Mono County Board of Supervisor's Chair to sign the Forest Service Drug Cooperative Law Enforcement Agreement between the Mono County District Attorney's Office and the USDA, Forest Service, Inyo National Forest.

Action: Authorize Chair, Bob Gardner to sign Forest Service Drug Cooperative Law Enforcement Agreement to be administered by the District Attorney.

Corless moved; Peters seconded

Vote: 4 yes; 0 no

M18-135

G. Victim/Witness Grant Resolution

Departments: District Attorney

Resolution approving and authorizing the Mono County District Attorney to participate in and administer the Victim/Witness Assistance Program which is part of the District Attorney's Victim/Witness Program.

Action: Approve resolution R18-38, Authorizing the Mono County District Attorney's Office to participate in the Victim / Witness Assistance Program and authorize the District Attorney to sign for and administer the grant.

Corless moved; Peters seconded

Vote: 4 yes; 0 no

R18-38

H. AB 924 Letter Tribal Cannabis

Departments: County Administrative Office

Letter of support for AB 949

Action: Approve letter of support as amended for AB 924, Cannabis Regulatory Enforcement Act for Tribal Entities.

Stump moved; Corless seconded

Vote: 4 yes; 0 no

M18-136

Stacey Simon, County Counsel:

- Updated the letter to represent the latest changes from RCRC (Rural County Representatives of California) - current positions of rural counties reflected.

I. Letter Against Current Immigration Practices

Departments: County Administrative Office

Letter to Congressman Paul Cook regarding immigration policy and reunification of children with their families.

Action: Approve letter as presented and direct staff to send to Congressman Cook.

Stump moved; Corless seconded

Vote: 4 yes; 0 no

M18-137

Supervisor Stump:

- Feels that an additional letter needs to be written to encourage all elected representatives to compromise on this issue.

Supervisor Gardner:

- Addresses the need for compromise on this issue as an example but on every issue as well. Support an approach that uses two letters and not hold this up any further.

J. List of Allocated Positions for Fiscal Year 2018-19

Departments: CAO

Proposed resolution adopting the County of Mono List of Allocated Positions for the Fiscal Year 2018-2019.

Action: Adopt proposed resolution R18-39, Adopting the County of Mono List of Allocated Positions for the Fiscal Year 2018-2019.

Stump moved; Peters seconded

Vote: 4 yes; 0 no

R18-39

Supervisor Stump:

- Does this position list reflect what was in the budget that was adopted in June?
- How many vacant positions that were listed are funded?

Leslie Chapman, CAO:

- Everything discussed at budget meeting on June 12 is funded.
- List includes funded and un-funded positions.

6. CORRESPONDENCE RECEIVED

All items listed are located in the Office of the Clerk of the Board, and are available for review. Direction may be given to staff regarding, and/or the Board may discuss, any item of correspondence listed on the agenda.

A. Walker Military Operations Area Airspace Establishment at Marine Corps Mountain Warfare Training Center

Description of Proposed Action and Alternatives to establish the Walker Military Operations Area designated airspace to support the preparation of an Environmental Assessment from the United States Marine Corps, United State Forest Service, and Federal Aviation Administration.

Supervisor Peters:

- Not an expansion of air space activities, but more of a formalization of new updated requirements. They need to comply with certain regulatory submittals.
- Intent to make it a safer area for all to use.

B. Mono Basin Regional Planning Advisory Committee Letter to Southern California Edison

Letter from the Mono Basin RPAC to Southern California Edison requesting that all new power poles installed as part of the Lee Vining substation maintenance project be treated to reduce visual impacts.

C. Letter to Governor Brown to Reconsider Forestland Management Policy

Letter from Liz O'Sullivan to Governor Brown asking him to reconsider the forestland management policy that results in smoke pollution for areas including the Eastern Sierra.

7. REGULAR AGENDA - MORNING

A. Lions Fire Update

Departments: CAO

(Margie DeRose, Deputy District Ranger or other Forest Service representative) - Lions Fire update from a representative for the Forest Service followed by a question and answer session.

Action: This item is informational only.

Margie DeRose, Deputy District Ranger, Inyo National Forest, Mammoth District:

- Handed out map (available in additional documents).
- Introduced item.
- Provided information regarding the management of the fire.
- Timeline of the fire.

Denise Tolmie, District Ranger, Sierra National Forest, Bass Lake District:

- Provided update on the fire.

Robert Scott, Air Resource Advisor for Lions Fire:

- Provided additional information regarding smoke from the fire.

B. Review and Declaration of Election Results

Departments: Elections

(Shannon Kendall, Registrar of Voters) - Presentation of certified election results. Request for declaration of results.

Action: 1. Approve as correct, the Statement of Votes for the June 5, 2018 Statewide Direct Primary Election and declare elected to office the following candidates who received the highest number of votes in each contest of the Election: Gerald Mohun for Superior Court Judge, Jennifer Halferty for Supervisor District 1, Stacy Corless for Supervisor District 5, Barry Beck for Assessor, Tim Kendall for District Attorney, Ingrid Braun for Sheriff, Stacey Adler for Superintendent of Schools and the following three individuals for Mammoth Lakes Town Council: Lynda Salcido, John Wentworth and Kirk Stapp. 2. Declare the following results of each measure voted on at the election: Measure "A": (Mammoth Lakes Fire Protection District Special Tax) failed; Measure "B": (Mammoth Unified School District Bond Measure) passed; Measure "C": (Town of Mammoth Lakes Cannabis Tax) passed; and, Measure "D": (Mono County Cannabis Tax) passed.

Peters moved; Stump seconded

Vote: 4 yes; 0 no

M18-138

Shannon Kendall: Clerk-Recorder-Registrar:

- Introduced item.

C. Appropriation of Unspent FY17/18 Recreation Funding into FY 18/19 Recreation Fund

Departments: CAO

(Tony Dublino) - Pursuant to Board discussion, appropriate unspent FY 17/18 Recreation Funding into FY 18/19 Recreation Fund to ensure continuation of the County's recreation enhancement efforts.

Action: Authorize the appropriation of any unspent FY 17/18 Recreation Funding into FY 18/19 Recreation Fund.

Corless moved; Peters seconded

Vote: 4 yes; 0 no

M18-139

Leslie Chapman, CAO:

- Introduced item.

8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

9. CLOSED SESSION at 10:07 AM

A. Closed Session--Human Resources

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Stacey Simon, Leslie Chapman, Dave Butters, Janet Dutcher, and Anne Larsen. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39--majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO), and Mono County Sheriff Department's Management Association (SO Mgmt). Unrepresented employees: All.

B. Closed Session - Public Employment, Public Works Director

PUBLIC EMPLOYMENT. Government Code section 54957. Title: Public Works Director.

C. Closed Session - Initiation of Litigation

CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9. Number of potential cases: Three.

D. Closed Session: Exposure to Litigation

CONFERENCE WITH LEGAL COUNSEL – EXPOSURE TO LITIGATION.
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9. Number of potential cases: One.

Reconvene: 1:40 PM

Nothing to report out of Closed Session.

10. BOARD MEMBER REPORTS

The Board may, if time permits, take Board Reports at any time during the meeting and not at a specific time.

Supervisor Corless:

- RCRC Board Meeting & State Budget Update. Complete report attached (available in additional documents).
- November ballot measures: Board took “no position” on housing, “oppose” position on the “People’s Initiative to Protect Proposition 13 Savings Act” and the “Tax Fairness, Transparency and Accountability Act.” The latter measure will not appear on the ballot due to an eleventh-hour budget/legislative deal involving “big soda” working to stop local soda tax measures.
- Also see RCRC’s summary of the budget package in the memo.
- Forest Management Task Force: tree mortality task force now a working group focused on forest health/forest management—RCRC participating on behalf of member counties, will make sure Mono’s perspective is represented.
- Other important updates on wildfire insurance liability, negotiations with CalPERS / hardship policy, environmental services/solid waste regulatory issues. Annual meeting Sept 19-21 in Napa.
- Meetings re: DWP/Long Valley: Met with State Water Boards Chair Felicia Marcus and executive staff; CA Dept of Food and Ag Secretary Karen Ross. Also participated in call with DWP, continued frustration.
- Mammoth Lakes Housing: approved transition plan for acting Exec Director Patricia Robertson. Also approved a HOME grant application up to \$5 million for conversion of Sierra Manor Rd property to community housing.
- July 4 Festivities in Mammoth – dedicating parade to Larry Johnston for his contributions to the community—amazing parade floats being a small part of that. I’ll be working as a parade announcer at Old Mammoth/Tavern.

Supervisor Gardner:

- On June 21 I attended the First 5 Commission meeting in Mammoth. The Commission continues to provide excellent support and services to our county children and their parents. We reviewed several ongoing programs and talked about some efforts from other counties.
- On Monday June 25 I attended a meeting of the June Lake Skatepark Committee. This is a new group that is focused on raising funds for a skatepark in the June Lake community.
- Finally, on June 28 I attended a presentation put on by the US Forest Service about the Lion Fire in Mammoth. I was pleased that the USFS took the time to provide this opportunity for the community to learn about the fire and ask questions.

Supervisor Peters:

- 20th LAFCO

- **27th** CSAC Regional Conference CSAC Resiliency Advisory Committee Chaired By Sonoma County Supervisor James Gore
- Insurance Companies, Utilities Reps, CPUC Reps, FEMA, CAL OES, KOFIL
- **29th** Call DWP
- **30th** Forest Homeowners Meeting
- **2nd** Twin Lakes Homeowners
- **Other:** Closing of Walker Recycling Center
- Ongoing Discussions Regarding DWP Rancher Leases
- Thanks To PW's staff for Painting of the Horseshoe Pits, Picnic Tables at the BP Park
- **Upcoming:**
- 4th of July In Bridgeport

Supervisor Stump:

- Sophia Borgias, researcher from the University of Arizona, doing work on water transfers. She had reached out to LADWP but they declined to speak with her.
- 6-24 and 6-25: Smoke issues and lack of information about the Lyons Incident. Many upset, angry, frustrated phone calls
- 6-26: Attended the CSA 1 Board meeting. Kim McCarthy is resigning from the Board after at least 14 years of service. I will be requesting a resolution of appreciation at a future BOS meeting.
- 6-28: Attended the USFS Lyons Fire Public Meeting
- Thank yous:
- To Bill Czeschin for his work on the Crowley Lake Park getting sod down (5 pallets) in the areas disturbed by the ADA construction. That Park is a crowded viewing area for July 4th Crowley Fireworks and he got it done before the 4th. Also, thanks to Bill for successfully removing the first set of graffiti from the CL Skatepark. If graffiti is left it tends to increase.
- To the Crowley Road Crew for their mowing efforts on Crowley Lake Drive. I have had many thank you messages from bike riders, joggers, and walkers. Not only was it mowed but it was mowed the right way with a water truck wetting down the area to abate fire hazard.
- To Anne Larsen and Nick Criss for their work on a Notice of Violation on an out of compliance Cannabis grow.

ADJOURNED at 1:58 PM

ATTEST

BOB GARDNER
CHAIR OF THE BOARD

SCHEEREN DEDMAN
SR. DEPUTY CLERK